

1 LYSAGHT LAW GROUP LLP  
2 Brian C. Lysaght (Bar. No. 61965)  
3 blysaght@lysaghtlegal.com  
4 233 Wilshire Blvd, Suite 700  
5 Santa Monica, CA 90401  
6 Telephone (310) 566-8166

7 WOLLMUTH MAHER & DEUTSCH LLP  
8 David H. Wollmuth (*pro hac vice*)  
9 dwollmuth@wmd-law.com  
10 500 Fifth Avenue  
11 New York, New York 10110  
12 (212) 382-3300

13 *Attorneys for Plaintiffs The Western and*  
14 *Southern Life Insurance Company, Western-*  
15 *Southern Life Assurance Company, Columbus*  
16 *Life Insurance Company, Integrity Life*  
17 *Insurance Company, and Fort Washington*  
18 *Investment Advisors, Inc.*

19 **UNITED STATES DISTRICT COURT**  
20 **CENTRAL DISTRICT OF CALIFORNIA**

21 THE WESTERN AND SOUTHERN LIFE  
22 INSURANCE COMPANY, WESTERN-  
23 SOUTHERN LIFE ASSURANCE  
24 COMPANY, COLUMBUS LIFE  
25 INSURANCE COMPANY, INTEGRITY  
26 LIFE INSURANCE COMPANY, and FORT  
27 WASHINGTON INVESTMENT  
28 ADVISORS, INC.

Plaintiffs,

v.

COUNTRYWIDE FINANCIAL CORP.,  
COUNTRYWIDE HOME LOANS, INC.,  
COUNTRYWIDE CAPITAL MARKETS,  
LLC, COUNTRYWIDE SECURITIES

Case No. 2:11-cv-07166  
Hon. Mariana R. Pfaelzer  
**NOTICE OF APPEAL**  
[Fed. R. App. Proc. 3, 4]

1 CORP., CWALT, INC., CWABS, INC.,  
2 CWMBS, INC., CWHEQ, INC., BANK OF  
3 AMERICA CORP., BANK OF AMERICA,  
4 N.A., BAC HOME LOANS SERVICING,  
5 LP, NB HOLDINGS CORP., ANGELO  
6 MOZILO, DAVID SAMBOL, ERIC  
7 SIERACKI, RANJIT KRIPALANI,  
8 STANFORD KURLAND, DAVID A.  
9 SPECTOR, N. JOSHUA ADLER, and  
10 JENNIFER SANDEFUR,

Defendants.

11 NOTICE IS HEREBY GIVEN that all Plaintiffs hereby appeal to the United  
12 States Court of Appeals for the Ninth Circuit from the Order re Substantive Motions  
13 to Dismiss filed in this action on June 29, 2012 (attached as Exhibit A)—and  
14 deemed entered by operation of law under Federal Rule of Appellate Procedure  
15 4(a)(7)(ii) on November 26, 2012—and all interlocutory orders encompassed in it,  
16 including but not limited to the following: Order re Motions to Dismiss filed on  
17 March 9, 2012 (attached as Exhibit B); and Order re Motion for Reconsideration and  
18 Leave to Amend, or, Alternatively, Entry of Judgment, filed on November 21, 2012  
19 (attached as Exhibit C).

20 All Plaintiffs further separately appeal from the Order re Motion for  
21 Reconsideration and Leave to Amend, or, Alternatively, Entry of Judgment, entered  
22 in this action on November 21, 2012 (attached as Exhibit C).

23 Under Federal Rule of Appellate Procedure 12(b) and Ninth Circuit Rule 3-  
24 2(b), a Representation Statement is attached as Exhibit D.

25 Under Ninth Circuit Rule 28-2.6 and General Order 2.1, a Statement of  
26 Related Cases is attached as Exhibit E.

1 Dated: December 20, 2012

By: /s/ Brian C. Lysaght

Brian C. Lysaght (Bar No. 61965)

blysaght@lysaghtlegal.com

LYSAGHT LAW GROUP LLP

233 Wilshire Blvd, Suite 700

Santa Monica, CA 90401

Telephone (310) 566-8166

-and-

David H. Wollmuth (*pro hac vice*)

dwollmuth@wmd-law.com

Thomas P. Ogden (*pro hac vice*)

togden@wmd-law.com

Steven S. Fitzgerald (*pro hac vice*)

sfitzgerald@wmd-law.com

WOLLMUTH MAHER & DEUTSCH LLP

500 Fifth Avenue

New York, New York 10110

Telephone: (212) 382-3300

*Attorneys for Plaintiffs The Western and  
Southern Life Insurance Company,  
Western-Southern Life Assurance Company,  
Columbus Life Insurance Company,  
Integrity Life Insurance Company and Fort  
Washington Investment Advisors, Inc.*